IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

LABORERS' DISTRICT COUNCIL : CIVIL ACTION

CONSTRUCTION INDUSTRY PENSION :

FUND, ET AL

: NO. 02-5027

VS.

:

GRACIE CORPORATION

ORDER

AND NOW, this 12^{TH} day of OCTOBER, 2004, the above-captioned case is scheduled as a BACKUP CASE for a **jury** trial to commence on NOVEMBER 15, 2004, at 10:30 A.M. in Courtroom 8B on the 8th floor, before the Honorable J. Curtis Joyner in the U.S. Courthouse, 601 Market Street, Philadelphia, PA.

AND IT IS SO ORDERED.

J. CURTIS JOYNER, J.